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California*

9  
10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12 OAKLAND DIVISION  
13

14 **STATE OF ARIZONA**, *ex rel.* KRIS  
MAYES, ATTORNEY GENERAL;

15 **THE PEOPLE OF THE STATE OF  
CALIFORNIA**;

16 **STATE OF COLORADO**, *ex rel.* PHILIP J.  
17 WEISER, ATTORNEY GENERAL;

18 **STATE OF CONNECTICUT**;

19 **STATE OF DELAWARE**, *ex rel.*  
KATHLEEN JENNINGS,  
20 ATTORNEY GENERAL OF THE STATE OF  
DELAWARE;

21 **STATE OF GEORGIA** *ex rel.*  
22 CHRISTOPHER M. CARR, ATTORNEY  
GENERAL OF THE STATE OF GEORGIA;

23 **STATE OF HAWAI'I**, *ex rel.* ANNE E.  
24 LOPEZ, ATTORNEY GENERAL;

25 **STATE OF IDAHO**, through ATTORNEY  
GENERAL RAÚL R. LABRADOR;

26 **THE PEOPLE OF THE STATE OF  
ILLINOIS**;

27 **STATE OF INDIANA**;

Case No. 4:23-cv-05448-YGR

Hon. Yvonne Gonzalez Rogers

**DECLARATION OF BERNARD A.  
ESKANDARI IN SUPPORT OF  
PLAINTIFFS' ADMINISTRATIVE  
MOTION TO DETERMINE WHETHER  
DEFENDANT META PLATFORMS,  
INC.'S MATERIALS SHOULD BE  
SEALED**

1 **STATE OF KANSAS**, *ex rel.* KRIS W.  
2 KOBACH, Attorney General;  
3 **THE COMMONWEALTH OF**  
4 **KENTUCKY**;  
5 **STATE OF LOUISIANA**;  
6 **STATE OF MAINE**;  
7 **OFFICE OF THE ATTORNEY GENERAL**  
8 **OF MARYLAND**;  
9 **STATE OF MICHIGAN** *ex rel.* DANA  
10 NESSEL, ATTORNEY GENERAL;  
11 **STATE OF MINNESOTA**, by its  
12 ATTORNEY GENERAL, KEITH ELLISON;  
13 **STATE OF MISSOURI**, *ex rel.* ANDREW  
14 BAILEY, ATTORNEY GENERAL;  
15 **STATE OF NEBRASKA** *ex rel.* MICHAEL  
16 T. HILGERS, ATTORNEY GENERAL;  
17 **MATTHEW J. PLATKIN**, ATTORNEY  
18 GENERAL FOR THE **STATE OF NEW**  
19 **JERSEY**, AND **CARI FAIS**, ACTING  
20 DIRECTOR OF THE **NEW JERSEY**  
21 **DIVISION OF CONSUMER AFFAIRS**;  
22 **THE PEOPLE OF THE STATE OF NEW**  
23 **YORK**, by LETITIA JAMES, ATTORNEY  
24 GENERAL OF THE STATE OF NEW  
25 YORK;  
26 **STATE OF NORTH CAROLINA**, *ex rel.*  
27 JOSHUA H. STEIN, ATTORNEY  
28 GENERAL;  
**STATE OF NORTH DAKOTA**, *ex rel.*  
DREW WRIGLEY, ATTORNEY GENERAL;  
**STATE OF OHIO**, *ex rel.* ATTORNEY  
GENERAL DAVE YOST;  
**STATE OF OREGON** *ex rel.* ELLEN F.  
ROSENBLUM, ATTORNEY GENERAL  
FOR THE STATE OF OREGON;  
**COMMONWEALTH OF**  
**PENNSYLVANIA**  
BY ATTORNEY GENERAL MICHELLE A.  
HENRY;

1 **STATE OF RHODE ISLAND;**

2  
3 **STATE OF SOUTH CAROLINA, *ex rel.***  
4 **ALAN M. WILSON, IN HIS OFFICIAL**  
5 **CAPACITY AS ATTORNEY GENERAL OF**  
6 **THE STATE OF SOUTH CAROLINA;**

7 **STATE OF SOUTH DAKOTA *ex rel.***  
8 **MARTY J. JACKLEY, SOUTH DAKOTA**  
9 **ATTORNEY GENERAL;**

10 **COMMONWEALTH OF VIRGINIA,**  
11 ***ex rel.* JASON S. MIYARES,**  
12 **ATTORNEY GENERAL;**

13 **STATE OF WASHINGTON, *ex rel.***  
14 **ROBERT W. FERGUSON, ATTORNEY**  
15 **GENERAL;**

16 **STATE OF WEST VIRGINIA, *ex rel.***  
17 **PATRICK MORRISEY, ATTORNEY**  
18 **GENERAL; and**

19 **STATE OF WISCONSIN,**

20 **Plaintiffs,**

21 **v.**

22 **META PLATFORMS, INC.;**

23 **INSTAGRAM, LLC;**

24 **META PAYMENTS, INC.; and**

25 **META PLATFORMS TECHNOLOGIES,**  
26 **LLC,**

27 **Defendants.**

28 I, Bernard A. Eskandari, declare and state as follows:

1. I am a Supervising Deputy Attorney General in the Consumer Protection Section of the Public Rights Division of the California Department of Justice and counsel for the People of the State of California in this action. I am a member in good standing of the State Bar of California. I make this declaration based on my own personal knowledge. If called upon to

1 testify, I could and would testify completely to the truth of the matters stated herein.

2 2. I submit this declaration, as required by Civil Local Rule 7-11, in support of  
3 Plaintiffs' Administrative Motion to Determine Whether Defendant Meta Platforms Inc.'s  
4 Materials Should Be Sealed.

5 3. The Filing States' complaint [Dkt. No. 1] contains and refers to materials produced  
6 by Defendant Meta Platforms, Inc. ("Meta") in the course of the Filing States' investigation and  
7 designated by Meta as "Confidential." Filing States have agreed to file their complaint containing  
8 these materials or references conditionally under seal, to the extent allowed by the Local Rules.

9 4. The Filing States take no position at this time on whether, and do not concede that,  
10 any of the referenced material satisfies the requirements for filing under seal.

11 5. As required by Civil Local Rule 79-5, the Filing States have filed a redacted  
12 version of their complaint on the public docket. An unredacted version is attached to this motion  
13 as Exhibit B, with highlights to indicate where redactions are made in the redacted version of the  
14 complaint.

15 6. This motion is being filed contemporaneously with the opening of this case and the  
16 filing of the Filing States' complaint. Accordingly, Meta (and other Defendants) had yet to appear  
17 when the Filing States filed their conditionally redacted complaint, and therefore counsel was  
18 unable to confer with Defendants to obtain a stipulation.

19 7. Further, because Meta (nor any Defendant) has yet to appear, the Filing States will  
20 serve this motion and related documents on Defendants consistent with Rule 4 of the Federal  
21 Rules of Civil Procedure and file a separate proof, following service.

22 I declare under penalty of perjury that the foregoing is true and correct. Executed on  
23 October 24, 2023, in Los Angeles, California.

24   
25 BERNARD A. ESKANDARI